

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Planning Department - Establishment– Appeal filed by Sri T. Hima Prabhakara Raju, Deputy Statistical Officer, Office of the Revenue Divisional Office, Rampachodavaram, East Godavari District against the orders of the Director, Directorate of Economics and Statistics, Hyderabad - Award of Minor Penalty Set aside - Orders – Issued.

PLANNING (ESTABLISHMENT) DEPARTMENT

G.O.Rt.No. 364

**Dated: 10.5. 2011
Read the following.**

1. Director, Directorate of Economics and Statistics, Hyderabad Proceedings No.3554/Admin.I/Dy.S.Os-1/2010, dated 27.08.2010.
2. Appeal filed by Sri T. Hima Prabhakara Raju, Deputy Statistical Officer, Office of the Revenue Divisional Office, Rampachodavaram, East Godavari District dated 01.11.2010.
3. Govt. Memo No.8082/Plg.Estt./A2/2011, dated 03.01.2011.
4. From the Director, Directorate of Economics and Statistics, Hyderabad, Lr.No.3554/Admin.I/Dy.S.Os-1/2010, dated 29.01.2011.

ORDER:-

In the reference 2nd read above an appeal was filed by Sri T. Hima Prabhakara Raju, Deputy Statistical Officer, Office of the Revenue Divisional Office, Rampachodavaram, East Godavari District against the orders of the Director, Directorate of Economics and Statistics, Hyderabad in the reference 1st read above where in the Appellant was awarded with a Minor Penalty of withholding increment without cumulative effect for a period of one year and requested to set aside the same on the grounds submitted in his Appeal.

2. In the reference 4th read above the Director, Directorate of Economics and Statistics, Hyderabad has submitted his remarks on the Appeal filed by the Appellant.

3. After careful examination of the Appeal filed by the individual, remarks submitted by the Director, Directorate of Economics and Statistics, Hyderabad and as seen from the record of the Directorate the following lapses are found on the part of the Director.

- (i) The Leave applied by the Appellant on 28.02.2009 and 02.06.2009 for the periods from 01.03.2009 to 05.06.2009 and 06.06.2009 to 31.12.2009 on domestic and private affairs neither sanctioned nor rejected by the Director, Directorate of Economics and Statistics, Hyderabad.
- (ii) The Enquiry Report was not served on the Appellant to submit any of his representation on the same as per Rule 21(4) of A.P.C.S.(CC&A) Rules, 1991. As seen from the original record the enquiry report was sent by private courier on 02.11.2010 directly to the Appellant and it was returned unserved. The cover was received back by the Directorate and was kept in the file without any further action.
- (iii) The Enquiry report was shown as served on 2.11.2011 after filing an Appeal by the Appellant on 01.11.2011 i.e. after ordering the minor penalty. of withholding increment without cumulative effect for a period of one year in the Director's Proceedings dt.27.08.2010.

4. As seen from the above there is a procedural lapse on the part of the Director, Directorate of Economics and Statistics, Hyderabad under Rule 21(4) of A.P.C.S. (CC&A) Rules, 1991.

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5. In view of the above the Minor Penalty awarded by the Director, Directorate of Economics and Statistics, Hyderabad issued in the Proceedings 1st read above is set aside.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.P.TUCKER

PRINCIPAL SECRETARY TO GOVERNMENT

To

The individual through the Director, Directorate of Economics and Statistics, Hyderabad.
The Director, Directorate of Economics & Statistics, Hyderabad along with original
record of the Directorate File No. 3554/Admin.I/Dy.S.Os-1/2009 containing pages of
Note File 46 and Current File 343.
SF/SCs.

//FORWARDED :: BY ORDER//

SECTION OFFICER